

CLASSIFICATION OFFICE DECISION

Title of publication: 69+boys.jpg

Other known title(s): Not stated

OFLC ref: 1001900.009

Medium: Computer Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 17 February 2011

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file is deemed objectionable because it promotes and supports the exploitation of young persons for sexual purposes.

The photographic image is of two teenage boys who are posing in a sexualised manner while positioning themselves to engage in sexual activity. The image focuses on their naked, physically immature bodies and semi-erect penises. This image invites the viewer to regard the young persons as sexually available and titillating, and legitimises a sexual interest in young persons in general. Digital file sharing allows those with an interest in images such as this to easily transfer and trade the images via the internet, broadening the audience of such material.

The classification of this computer image file interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) are deemed to be objectionable. The classification is also a reasonable limitation on freedom of expression that reflects the concern of "a free and democratic society" to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.